

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

PARTS GEEK, LLC,

Plaintiff,

v.

U.S. AUTO PARTS NETWORK,  
INC., et al.,

Defendants.

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CIVIL ACTION NO. 09-5578 (MLC)

**O R D E R**

For the reasons stated in the Court's Memorandum Opinion, dated April 1, 2010, **IT IS** on this 1st day of April, 2010, **ORDERED** that defendant Google, Inc.'s motion to dismiss and/or transfer (dkt. entry no. 14) is **GRANTED IN PART AND DENIED IN PART AS FOLLOWS:**

**GRANTED TO THE EXTENT** that it seeks to transfer the action to the United States District Court for the Northern District of California, and

**DENIED AS MOOT TO THE EXTENT** that it seeks to dismiss the Complaint as to venue, and

**DENIED WITHOUT PREJUDICE TO THE EXTENT** that it seeks to dismiss Counts I-III and V-VII of the Complaint on the merits; and

**IT IS FURTHER ORDERED** that defendant U.S. Auto Parts Network, Inc.'s motion to dismiss and/or transfer (dkt. entry no. 16) is **GRANTED IN PART AND DENIED IN PART AS FOLLOWS:**

**GRANTED TO THE EXTENT** that it seeks to transfer the action to the United States District Court for the Northern District of California, and

**DENIED AS MOOT TO THE EXTENT** that it seeks to dismiss the Complaint as to venue, and

**DENIED WITHOUT PREJUDICE TO THE EXTENT** that it seeks to dismiss the Complaint insofar as asserted against it on the merits; and

**IT IS FURTHER ORDERED** that the action is **TRANSFERRED** to the United States District Court for the Northern District of California; and

**IT IS FURTHER NOTED** for the benefit of the Clerk of the Court for the Northern District of California that the San Jose Division appears to be the appropriate division; and

**IT IS FURTHER ORDERED** that the Clerk of the Court designate this action as **CLOSED**.

s/ Mary L. Cooper  
**MARY L. COOPER**  
United States District Judge